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*T.R.*

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/414,298 10/06/99 LAND

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EXAMINER

TM02/1024

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ART UNIT

PAPER NUMBER

2173

DATE MAILED:

10/24/01

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**

# Office Action Summary

Application No.

09/44298

Applicant(s)

Lund et al.

Examiner

Sax

Group Art Unit

2173

—The MAILING DATE of this communication appears on the cover sheet beneath the correspondence address—

## Period for Response

A SHORTENED STATUTORY PERIOD FOR RESPONSE IS SET TO EXPIRE 3- MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a response be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for response specified above is less than thirty (30) days, a response within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for response is specified above, such period shall, by default, expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to respond within the set or extended period for response will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).

## Status

- ☒ Responsive to communication(s) filed on 7/30/01.
- ☐ This action is **FINAL**.
- ☐ Since this application is in condition for allowance except for formal matters, **prosecution as to the merits is closed** in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 1 1; 453 O.G. 213.

## Disposition of Claims

- ☒ Claim(s) 19-38 is/are pending in the application.
- Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- ☒ Claim(s) 19-38 is/are rejected.
- ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- ☐ Claim(s) \_\_\_\_\_ are subject to restriction or election requirement.

## Application Papers

- ☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.
- ☐ The proposed drawing correction, filed on \_\_\_\_\_ is ☐ approved ☐ disapproved.
- ☐ The drawing(s) filed on \_\_\_\_\_ is/are objected to by the Examiner.
- ☐ The specification is objected to by the Examiner.
- ☐ The oath or declaration is objected to by the Examiner.

## Priority under 35 U.S.C. § 119 (a)-(d)

- ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
- ☐ All ☐ Some\* ☐ None of the CERTIFIED copies of the priority documents have been received.
- ☐ received in Application No. (Series Code/Serial Number) \_\_\_\_\_.
- ☐ received in this national stage application from the International Bureau (PCT Rule 1 7.2(a)).

\*Certified copies not received: \_\_\_\_\_.

## Attachment(s)

- ☒ Information Disclosure Statement(s), PTO-1449, Paper No(s) 6
- ☐ Notice of References Cited, PTO-892
- ☐ Notice of Draftsperson's Patent Drawing Review, PTO-948
- ☐ Interview Summary, PTO-413
- ☐ Notice of Informal Patent Application, PTO-152
- ☐ Other \_\_\_\_\_

Office Action Summary

Art Unit: 2173

### DETAILED ACTION

1. This application has been examined.
2. The terminal disclaimer filed 7/30/01 has been entered.
3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless --

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

4. Claims 19-20 and 28-31 are rejected under 35 U.S.C. 102(e) as being anticipated by Martenson (6219708).
5. Regarding claim 19, see in Martenson: the abstract, Figures 1, 2, 3 (note the Simple Network Management Protocol, Management Information Base, and HTTP server), column 1 lines 60-68, column 2 lines 1-63 ( see in particular lines 10-26 and note the messaging over the network, the routing in lines 42-49, the platform independent browser base management in lines 55-63), column 3 lines 35-68 and column 4 lines 1-34 (accessing configuration, sending messages

Art Unit: 2173

to the SNMP agent, text interface in general), column 5 lines 22-55, column 10 lines 1-52, column 12 lines 24-40 and 53-60 (configuration), and column 15 lines 1-55. The HTTP server and SNMP manager access configuration data and send messages through the SNMP agent.

6. Regarding claim 20, the HTTP server and SNMP manager generate HTML documents that include anchors that contain MIB objects. Messages containing identifiers for MIB objects are sent in response to user interaction.

7. Regarding claims 28-31, these show the same features as above and are rejected for the same reasons. In addition, note that in Martenson a user interface is provided with a text menu system for speed and navigability. See the *aforecited*.

8. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

9. Claims 21-27 and 32-38 are rejected under 35 U.S.C. 103(a) as being unpatentable over Martenson (6219708).

Art Unit: 2173

10. Regarding claims 21-27, a HTML page is generated that displays the MIB item value. In addition to the aforementioned, Martenson may not specifically describe all the details of reading a list of strings to identify the MIB object, identifying its row in a table, indicating a type of variable, but the structure as described above is shown and these features would be obvious to a person with ordinary skill in the art to conveniently access and display the MIB item value in a combined HTTP server and SNMP manager that transmit messages and anchors for MIB objects.

11. Applicant's arguments with respect to the claims have been considered but are moot in view of the new ground(s) of rejection. But note that the double patenting rejection has been removed.

12. Any inquiry concerning this communication should be directed to Steve Sax at telephone number (703) 305-9582.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Steve Sax whose telephone number is (703) 305-9582. The examiner can normally be reached on Monday - Friday from 8:30 AM to 5:00 PM.


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Cabeza, can be reached on (703) 308-3116.

Art Unit: 2173

The fax phone numbers for the organization where this application or proceeding is assigned are as follows:

(703) 746-7238	After Final Communication
(703) 746-7239	Official Communication
(703) 746-7420	For Status Inquiries, draft communication

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.

  
**STEVEN SAX**  
**PRIMARY EXAMINER**